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3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

5 \* \* \*

6 Goderick Villadelgado,

7 Plaintiff,

8 v.

9 Gregory Burks,

10 Defendant.

Case No. 2:23-cv-00408-CDS-DJA

**Report and Recommendation**

11 On March 15, 2023, Plaintiff filed initiating documents without paying the filing fee or  
12 applying to proceed *in forma pauperis*. (ECF No. 1). The Court thus gave Plaintiff an  
13 opportunity to file an application to proceed *in forma pauperis* or pay the filing fee on or before  
14 April 17, 2023. (ECF No. 3). In that order, the Court informed Plaintiff that “if Plaintiff does not  
15 file a fully complete application to proceed *in forma pauperis* or pay the full \$402 filing fee for a  
16 civil action on or before **April 17, 2023**, the Court will recommend dismissal of this action.”  
17 (*Id.*). To date, the Court has not received a filing fee, application, or any other filing from  
18 Plaintiff.


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20 **IT IS THEREFORE RECOMMENDED** that Plaintiff’s case be **dismissed**.

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23 **NOTICE**

24 This report and recommendation is submitted to the United States District Judge assigned  
25 to this case under 28 U.S.C. § 636(b)(1). A party who objects to this report and recommendation  
26 may file a written objection supported by points and authorities within fourteen days of being  
27 served with this report and recommendation. Local Rule IB 3-2(a). Failure to file a timely  
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objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951 F.2d 1153, 1157 (9th Cir. 1991).

DATED: June 14, 2023



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DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE